

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

WYETH,

Plaintiff,

v.

C.A. No. 08-390-JJF

BIOVAIL CORPORATION, BIOVAIL  
LABORATORIES INTERNATIONAL SRL  
and BIOVAIL TECHNOLOGIES, LTD.,

Defendants.

**MOTION AND ORDER FOR ADMISSION *PRO HAC VICE***

Pursuant to Local Rule 83.5 and the attached certifications, the undersigned counsel moves the admission *pro hac vice* of Paul S. Tully, James Gmina, and Andrew W. Williams, all of McDonnell Boehnen Hulbert & Berghoff LLP, to represent Defendants Biovail Corporation, Biovail Laboratories International SRL, and Biovail Technologies, Ltd. in the above matter. Pursuant to this Court's Standing Order effective January 1, 2005, I certify that the annual fee for *pro hac* admission is being submitted in connection with this application.

August 11, 2008

BAYARD, P.A.

/s/ Richard D. Kirk (rk0922)

Richard D. Kirk (rk0922)  
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Attorney for Biovail Corporation, Biovail  
Laboratories International SRL, and Biovail  
Technologies, Ltd.

OF COUNSEL:

Paul S. Tully  
James Gurnea  
Andrew Williams  
McDonnell Boehnen Hulbert & Berghoff LLP  
300 South Wacker Drive  
Chicago, Illinois 60606  
(312) 913-0001

SO ORDERED, this \_\_\_\_\_ day of August, 2008

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United States District Judge

**CERTIFICATION BY COUNSEL TO BE ADMITTED PRO HAC VICE**

Pursuant to Local Rule 83.5, I certify that I am eligible for admission to this Court, am admitted, practicing and in good standing as a member of the Bar of the State of Illinois and, pursuant to Local Rule 83.6, submit to the disciplinary jurisdiction of this Court for any alleged misconduct which occurs in the preparation or course of this action. I also certify I am generally familiar with this Court's Local Rules. In accordance with Standing Order for District Court Fund effective January 1, 2005, I further certify that the annual fee of \$25.00 is being submitted to the Clerk's Office with the accompanying motion.

Dated: 7/7/08

  
James C. Gumina  
McDonnell Boehnen Hulbert & Berghoff LLP  
300 South Wacker Drive, Chicago, IL 60606  
Counsel for Biovail Corporation, *et al.*

**CERTIFICATE OF SERVICE**

The undersigned counsel certifies that, on August 11, 2008, he served the foregoing documents by email and by hand upon the following counsel:

Jack B. Blumenfeld  
Karen Jacobs Louden  
Morris, Nichols, Arsh & Tunnel  
1201 North Market Street  
P.O. Box 1347  
Wilmington, Delaware 19899-1347

The undersigned counsel further certifies that, on August 11, 2008, he served the foregoing documents by email and by U.S. Mail upon the following counsel:

Basil J. Lewis  
Robert D. Litowitz  
Linda A. Wadler  
Finnegan Henderson, Farabow, Barrett &  
Dunner, LLP  
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/s/ Richard D. Kirk, (rk0922)  
Richard D. Kirk